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GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14987 of Patrick J. Byrne, as amended, pursuant to 11 DCMR 3107.2 for a variance from the minimum lot width and area requirements (Sub-section 401.3), for the proposed construction of three dwellings in an R-4 District at premises 608 and 610 Elliott Street and 1350 F Street, N.E., (Square 1028, Lots 113, 114 and 115).

HEARING DATES: March 22, and July 28, 1989

DECISION DATES: April 5, June 28, and September 6, 1989

DISPOSITION: The Board GRANTED the application by a vote of 4-0 (William F. McIntosh, Charles R. Norris, Paula L. Jewell and Carrie L. Thornhill to grant).

FINAL DATE OF ORDER: September 21, 1989

ORDER

The Board granted the application by its Order dated September 21, 1989, subject to the Condition that construction be in accordance with the plans marked as Exhibit Nos. 31, 32 and 42A of the record.

By letter dated April 6, 1990, the applicant requested the Board to waive the provisions of Section 3335.3 of its Rules to accept a motion for modification of plans more than six months from the final date of the Order. At its public meeting of May 2, 1990, the Board waived its Rules to accept the motion.

By letters dated April 6, 1990, the applicant requested a modification of the originally approved plans for the structure at 1350 F Street, N.E. The proposed modification would result in the reverse configuration of the front facade of the structure and resulting changes to the building's floor plans. The request for modification is based on the recommendation by the D.C. Department of Public Works. The relocation of the garage entrance and driveway, as proposed by DPW, would allow construction to proceed without impacting an existing drop inlet or manhole located in the public space in front of the subject site. The proposed modification would not result in any change to the footprint of the building. No additional variance relief would be required. There was no opposition to the proposed modification of plans.

The Board concludes that the proposed modification of the plans previously approved by the Board are minor in nature and do not change the size, shape or design of the project. The material facts relied upon by the Board relative to the original application are unaffected by the proposed modified plans.

It is therefore ORDERED that the MODIFICATION of PLANS as shown on Exhibit No. 47A of the record are APPROVED. In all other respects, the Order of the Board dated September 21, 1989 shall remain in full force and effect.

DECISION DATE: May 2, 1990

VOTE: 4-0 (Charles R. Norris, William F. McIntosh, Paula L. Jewell and Carrie L. Thornhill to approve).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:


EDWARD L. CURRY
Executive Director

FINAL DATE OF ORDER:

MAY 31 1990

PURSUANT TO D.C. CODE SEC. 1-2531 (1987), SECTION 267 OF D.C. LAW 2-38, THE HUMAN RIGHTS ACT OF 1977, THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF D.C. LAW 2-38, AS AMENDED, CODIFIED AS D.C. CODE, TITLE 1, CHAPTER 25 (1987), AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. THE FAILURE OR REFUSAL OF APPLICANT TO COMPLY WITH ANY PROVISIONS OF D.C. LAW 2-38, AS AMENDED, SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER.

UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT.

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT




APPLICATION No. 14987

As Executive Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that a copy of the Order of the Board in the above numbered case, said Order dated MAY 31 1990, has been mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

Patrick J. Byrne
2815 Hartland Road, Suite 101
Falls Church, MD 22043

Clarence Martin, Chairperson
Advisory Neighborhood Commission 6-A
Maury Elementary School
13th & Constitution Ave., N.E. Room 10
Washington, D. C. 20002

Capitol Hill Restoration Society
c/o Lawrence A. Monaco
1002 Pennsylvania Ave., S.E.
Wash, D.C. 20003
Wash, D.C. 20009



EDWARD L. CURRY
Executive Director

DATE: MAY 31 1990